

WEDNESDAY, MARCH 30, 1983

TWENTY-FIRST LEGISLATIVE DAY

The House met at 2:00 p.m. and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Reverend Charles L. Oaks, Church of God, Pulaski, Tennessee.

Representative DePriest led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 96

Representatives present were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Stafford, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 183, 370,

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483, 1214, 1222 and 1231; and House Joint Resolutions Nos. 98, 104 and 107; for his action.

MARLYN EVELYN HAND,
Chief Engrossing Clerk.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 184 and 237; and House Joint Resolutions Nos. 102 and 119; and find same correctly enrolled and ready for the signatures of the Speakers.

MARLYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 184 and 237; and House Joint Resolutions Nos. 102 and 119.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No. 119; signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolution No. 119; for his action.

MARLYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Joint Resolution No. 119 with his approval.

WILLIAM C. KOCH, JR.,
Counsel to the Governor.

CALENDAR

House Bill No. 645--To make certain provisions, juveniles.

Mr. Rhinehart moved that House Bill No. 645 be passed on third and final consideration, which motion failed by the following vote:

Ayes	25
Noes	63
Present and not voting	1

Representatives voting aye were: Bell, Bragg, Covington, Davidson, Davis (Gibson), Ellis, Gaia, Herndon, Hillis, Jared, Johnson, Kisber, Murray, Naifeh, Napier, Owen, Rhinehart, Robinson (Davidson), Shirley, Stallings, Tanner, Turner, Wheeler, Work and Mr. Speaker McWherter--25.

Representatives voting no were: Anderson, Atchley, Bewley, Bivens, Brewer, Buck, Byrd, Chiles, Clark (Sumner), Cobb, Copeland, Crain, Davis (Pickett), DeBerry, Dills, Disspayne, Dixon, Duer, Elsea, Ford, Frensley, Gafford, Harrill, Hassell, Henry, Hudson, Hurley, Huskey, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), McAfee, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Nance, Percy, Phillips, Pickering, Robertson, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shockley, Sir, Smith, Stafford, Starnes, Ussery, Wallace, Webb, Whitson, Williams, Wolfe, Wood and Yelton--63.

Representative present and not voting was: Love--1.

Under the rules, House Bill No. 645 was re-referred to the Committee on Calendar and Rules.

House Bill No. 11--To establish programs, sudden infant death syndrome.

Mr. McKinney moved that House Bill No. 11 be passed on third and final consideration.

Mr. Starnes moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 11 by deleting in Section 3 (b) the remainder of the sentence after the words "medical examiner" and substituting in lieu thereof the following:

"the attending physican shall inform the parents or legal guardian of the child of the existence of the program provided herein and that the state will provide an autopsy of the deceased child's body within seventy-two (72) hours of death and provide the results of such autopsy to the parents or legal guardian and to the department. The parents or legal guardian shall authorize

or refuse such autopsy by execution of a form for said purpose to be developed by the department through rules and regulations";

And further, by deleting section 3 (c) in it's entirety and renumbering the subsequent section.

On motion, the amendment was adopted.

Thereupon, House Bill No. 11, as amended, passed its third and final consideration by the following vote:

Ayes	95
Noes	1

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Dixon, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--95.

Representative voting no was: Stafford--1.

A motion to reconsider was tabled.

House Bill No. 24--To repeal Presidential Convention Delegate Act.

Mr. Naifeh moved that House Bill No. 24 be passed on third and final consideration.

Mr. Frensley moved to amend at follows:

AMENDMENT NO. 1

Amend House Bill No. 24 by designating Section 3 to be Section 4 and by adding a new Section 3, as follows:

SECTION 3.

(a) Any state-wide political party which wishes to conduct a presidential convention delegate election in the year in which a presidential election is to be held may do so in accordance with this section.

(b) The party requesting the election shall be responsible for payment of the estimated costs. These costs shall be based on the last presidential preference election.

(c) The state executive committee to a party shall determine whether that party wishes to conduct an election. If it chooses to do so, the committee or chairman shall notify the state election commission of the proposed election date, which shall be uniform state-wide, the number of delegates to which the party is entitled, and such other information as the commission may reasonably need to conduct the election. The request shall be submitted sufficiently in advance of the proposed date to allow deadlines for nominating and qualifying petitions and other requirements of the general law to be properly met. The state election commission shall act on the request within adequate time to allow all necessary actions to be taken.

(d) Delegates may be pledged to particular candidates or be uncommitted, and listed on the ballot accordingly.

(e) The state election commission may require a bond or partial payment for the expenses of holding the election, and if satisfied that costs will be paid, shall direct the county election commissions to hold the election on the chosen date in accordance with the general law on special elections and the applicable rules of the party.

(f) The state and county election commission is authorized to print and distribute any necessary petitions, certificates, or ballots for the election.

Mr. Naifeh moved that Amendment No. 1 be tabled, which motion prevailed by the following vote:

Ayes	55
Noes	39

Representatives voting aye were: Anderson, Bell, Bivens, Bragg, Buck, Burnett, Byrd, Clark (Davidson), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Dixon, Ellis, Gafford, Gaia, Gill, Herndon, Hillis, Jared, Johnson, Jones, Kernell, King (Shelby), King (Washington), Kisber, Love, McKinney, Miller, Murphy, Murray, Naifeh, Napier, Owen, Phillips, Pruitt, Rhinehart, Robinson (Hamilton), Shirley, Sir, Stallings, Starnes, Tanner, Wheeler, Wix, Work, Yelton and Mr. Speaker McWherter--55.

Representatives voting no were: Atchley, Bewley, Chiles, Clark (Sumner), Copeland, Duer, Elsea, Ford, Frensley, Harrill, Hassell, Henry, Hudson, Hurley, Huskey, Kelley, Kent, McAfee, McNally, Montgomery, Moore (Shelby), Moore (Sullivan), Nance, Percy, Robertson, Robinson (Washington), Scruggs, Severance, Shockley, Smith, Stafford,

Turner, Ussery, Wallace, Webb, Whitson, Williams, Wolfe and Wood
--39.

Mr. Cobb moved that House Bill No. 24 be re-referred to the Committee on Calendar and Rules.

Mr. McKinney moved that the motion be tabled, which motion failed.

Mr. Jared moved the previous question, which motion prevailed by the following vote:

Ayes	74
Noes	14
Present and not voting	3

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Buck, Burnett, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Davis (Gibson), Davis (Hamilton), DeBerry, DePriest, Dixon, Duer, Elsea, Ford, Gafford, Gaia, Harrill, Hassell, Henry, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, King (Washington), Kisber, Love, McAfee, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Nance, Napier, Percy, Phillips, Pickering, Pruitt, Robertson, Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Shockley, Sir, Smith, Stafford, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Whitson, Williams, Wood and Yelton--74.

Representatives voting no were: Byrd, Davidson, Dills, Disspayne, Ellis, Frensley, McKinney, Rhinehart, Robinson (Davidson), Scruggs, Wheeler, Wix, Wolfe and Work--14.

Representatives present and not voting were: Crain, Kernell and Owen--3.

Thereupon, the motion to re-refer House Bill No. 24 to the Committee on Calendar and Rules prevailed by the following vote:

Ayes	49
Noes	47

Representatives voting aye were: Atchley, Bewley, Buck, Chiles, Clark (Sumner), Cobb, Copeland, Covington, Duer, Elsea, Ford, Frensley, Gaia, Harrill, Hassell, Henry, Hudson, Hurley, Huskey, Jones, Kelley, Kent, Kernell, King (Washington), McAfee, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Owen, Percy, Robertson, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Stafford, Turner, Ussery, Webb, Williams, Wolfe and Wood--49.

Representatives voting no were: Anderson, Bell, Bivens, Bragg, Brewer, Burnett, Byrd, Clark (Davidson), Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills,

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Disspayne, Dixon, Ellis, Gafford, Gill, Herndon, Hillis, Jared, Johnson, King (Shelby), Kisber, Love, McKimney, Murray, Naifeh, Nance, Napier, Phillips, Pickering, Pruitt, Rhinehart, Stallings, Starnes, Tanner, Wallace, Wheeler, Whitson, Wix, Work, Yelton and Mr. Speaker McWherter--47.

Mr. Speaker McWherter relinquished the Chair to Mr. Brewer, Speaker pro tem.

House Bill No. 204--To set qualifying deadline, independent candidates.

Mr. McKinney moved that House Bill No. 204 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	0
Present	1

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Buck, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Dixon, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Stafford, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work and Yelton--93.

Mr. Speaker McWherter was present.

A motion to reconsider was tabled.

House Bill No. 258--To authorize certain payroll deductions.

Mr. Rhinehart moved that House Bill No. 258 be passed on third and final consideration.

Mr. Tanner moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 258 by deleting the word "Any" in the first line of Section 1 and by substituting in lieu thereof: "In accordance with procedures issued by the Commissioner of Finance and Administration and the Comptroller of the Treasury, any".

and further amend by designating the amendatory language contained in Section 1 as "() (1)" and by adding the following new subsections at the end thereof:

(2) No deduction for any purpose other than membership dues shall be approved until the organization seeking the deduction certifies, under oath, that over twenty-five percent (25%) of the members of the organization have requested, in writing, that the deduction be made.

(3) No deduction for any purpose other than membership dues shall be approved until the organization seeking the deduction agrees to be subject to an annual financial audit conducted by the Comptroller.

(4) No deduction for any purpose other than membership dues shall be approved if the Commissioner of Finance and Administration determines, in writing, that the purpose for which the deduction is sought conflicts with or adversely affects any program offered to employees by the State.

(5) Any organization receiving a deduction for any purpose other than membership dues shall immediately and permanently forfeit all benefits under this section if the Commissioner of Finance and Administration determines, following a hearing and upon the complaint of any member of the organization, that the organization has obtained the deduction under false pretenses or has not used the sum deducted exclusively for the purpose for which it was originally deducted.

Mr. Rhinehart moved to amend Amendment No. 1 as follows:

AMENDMENT NO. 1 TO AMENDMENT NO. 1

Amend Amendment No. 1 by designating the amendatory language contained in Section 1 as "() (1)" and by adding the following new subsections at the end thereof:

(2) No deduction for any purpose other than membership dues shall be approved until the organization seeking the deduction agrees to an annual audit of the financial records of the programs for which the additional deductions were requested. Such audit shall be conducted by the Comptroller. Provided, however, that nothing in this section shall require the organization to be subject to any audit of the financial records of the organization or its membership records by the Comptroller.

(3) No deduction for any health insurance program shall be approved until the program is presented to the State Insurance Committee and until the Committee shall determine that the program does not conflict with or adversely affect the state provided group health insurance program.

(4) No deduction for any purpose other than membership dues shall be approved unless each individual requesting such deductions shall sign a form containing the following language:

"I understand that the State of Tennessee is not responsible for the administration, financial accounting, or warranty of any program(s) or product(s) for which I have authorized this deduction to be made."

(5) All deductions requested by any employee for programs offered by any organization qualified for payroll deduction of dues shall be paid over to such organization in a lump sum and it shall be the responsibility of such organization to distribute such funds as requested by the employees authorizing the deductions.

Mr. Rhinehart moved that Amendment No. 1 to Amendment No. 1 be withdrawn, which motion prevailed.

Mr. Tanner moved to amend Amendment No. 1 as follows:

AMENDMENT NO. 2 TO AMENDMENT NO. 1

Amend Amendment No. 1 by deleting Sec. (3) in its entirety and substituting therefor the following:

Sec. (3) No deduction for any purpose other than membership dues shall be approved until the organization seeking the deduction agrees to an annual audit of the financial records of the programs for which the additional deductions were requested. Such audit shall be conducted by the Comptroller. Provided, however, that nothing in this section shall require the organization to be subject to any audit of the financial records of the organization or its membership records by the Comptroller.

Amendment No. 2 to Amendment No. 1 was adopted by the following vote:

Ayes	52
Noes	43
Present and not voting	1

Representatives voting aye were: Bell, Bivens, Bragg, Brewer, Burnett, Byrd, Clark (Davidson), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Dixon, Ellis, Gafford, Gala, Gill, Herndon, Hillis, Jared, Johnson, Jones, Kernell, King (Shelby), Kisber, Love, McKinney, Miller, Moore (Sullivan), Murphy, Murray, Naifeh, Napier, Pruitt, Rhinehart, Robinson (Davidson), Robinson (Hamilton), Sir, Stallings, Starnes, Tanner, Turner, Wix, Work, Yelton and Mr. Speaker McWherter --52.

Representatives voting no were: Anderson, Atchley, Bewley, Chiles, Clark (Summer), Copeland, Duer, Elsea, Ford, Frensley, Harrill, Hassell, Henry, Hudson, Hurley, Huskey, Kelley, Kent, King (Washington), McAfee, McNally, Montgomery, Moore (Shelby), Nance, Percy, Phillips, Pickering, Robertson, Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Smith, Stafford, Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wolfe and Wood--43

Representative present and not voting was: Owen--1.

Thereupon, Amendment No. 1, as amended, was adopted by the following vote:

Ayes	84
Noes	9
Present and not voting	1

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Disspayne, Dixon, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Henry, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Moore (Sullivan), Murphy, Murray, Naifeh, Napier, Percy, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Shirley, Shockley, Sir, Smith, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--84.

Representatives voting no were: Hassell, Montgomery, Moore (Shelby), Nance, Phillips, Scruggs, Severance, Stafford and Whitson--9.

Representative present and not voting was Owen--1.

Mr. Rhinehart moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 258 by adding the following new subsection:

(6) All state employees may participate in programs offered by qualified organizations under this subsection. Provided, however, that employees who are not members of such organizations shall be required to pay a reasonable fee to cover the administrative costs of such programs.

Mr. Robertson moved to amend Amendment No. 2 as follows:

AMENDMENT NO. 1 TO AMENDMENT NO. 2

Amend Amendment No. 2 by deleting second sentence of Amendment No. 2.

On motion, Amendment No. 1 to Amendment No. 2 was adopted.

Thereupon, Amendment No. 2, as amended, was adopted.

Mr. Clark (Sumner) moved the previous question, which motion prevailed.

Thereupon, House Bill No. 258 failed by the following vote:

Ayes	46
Noes	51

Representatives voting aye were: Bell, Bivens, Bragg, Brewer, Burnett, Byrd, Clark (Davidson), Cobb, Covington, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Disspayne, Dixon, Ellis, Gaia, Gill, Hillis, Jared, Johnson, Jones, Kernell, King (Shelby), King (Washington), Love, McKinney, Miller, Moore (Sullivan), Murphy, Murray, Pruitt, Rhinehart, Robinson (Davidson), Robinson (Hamilton), Shirley, Sir, Stallings, Starnes, Turner, Wix, Work, Yelton and Mr. Speaker McWherter--46.

Representatives voting no were: Anderson, Atchley, Bewley, Buck, Chiles, Clark (Sumner), Copeland, Crain, Dills, Duer, Elsea, Ford, Frensley, Gafford, Harrill, Hassell, Henry, Herndon, Hudson, Hurley, Huskey, Kelley, Kent, Kisber, McAfee, McNally, Montgomery, Moore (Shelby), Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Robertson, Robinson (Washington), Scruggs, Severance, Shockley, Smith, Stafford, Tanner, Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wolfe and Wood--51.

Under the rules, House Bill No. 258 was re-referred to the committee on Calendar and Rules.

House Bill No. 1189--To change time for mandatory examination, insurance companies.

On motion, House Bill No. 1189 was made to conform with Senate Bill No. 1068.

On motion, Senate Bill No. 1068, on same subject, was substituted for House Bill No. 1189.

Mr. Smith moved that Senate Bill No. 1068 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	86
Noes	0
Present	1

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Chiles, Clark (Davidson), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DePriest, Dills, Dispayne, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Harrill, Hassell, Henry, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Stafford, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wolfe, Wood, Work and Yelton--86.

Mr. Speaker McWherter was present.

A motion to reconsider was tabled.

House Bill No. 374--To allow donating anatomical donations.

On motion, House Bill No. 374 was made to conform with Senate Bill No. 730.

On motion, Senate Bill No. 730, on same subject, was substituted for House Bill No. 374.

Mr. Smith moved that Senate Bill No. 730 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes	0
Present	1

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Dispayne, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gill, Harrill, Hassell, Henry, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, McAfee, McKinney, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Stafford, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work and Yelton--91.

Mr. Speaker McWherter was present.

A motion to reconsider was tabled.

House Bill No. 507--To provide for payment of roll back taxes, certain land.

Mr. Johnson moved that House Bill No. 507 be passed on third and final consideration.

Mr. Pickering moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 507 by deleting from the amendatory language of Section 1 the words "the purchaser shall be liable for roll back taxes" and by substituting instead the words: "the seller shall be liable for roll back taxes, if roll back taxes are due."

On motion, the amendment was adopted.

Thereupon, House Bill No. 507, as amended, passed its third and final consideration by the following vote:

Ayes	91
Noes	2
Present	1

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), DeBerry, DePriest, Dills, Disspayne, Duer, Ellis, Elsea, Ford, Frensey, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Stafford, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work and Yelton--91.

Representatives voting no were: Kent and Williams--2.

Mr. Speaker McWherter was present.

A motion to reconsider was tabled.

House Bill No. 460--To make certain provisions, bonds.

On motion, House Bill No. 460 was made to conform with Senate Bill No. 450.

On motion, Senate Bill No. 450, on same subject, was substituted for House Bill No. 460.

Mr. Bragg moved that Senate Bill No. 450 be passed on third and final consideration.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 450 by deleting the words and figures "the \$5,000,000 of bonds authorized by Chapter 341, Public Acts of 1975 for educational institutions," from the second clause of the preamble.

AND FURTHER AMEND by deleting the word and punctuation ", 341" in Section 1.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 450, as amended, passed its third and final consideration by the following vote:

Ayes	92
Noes	0

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Hamilton), DeBerry, DePriest, Dills, Disspayne, Drew, Duer, Ellis, Elsea, Ford, Frensey, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Stafford, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work and Yelton--92.

A motion to reconsider was tabled.

House Bill No. 464--To make certain provisions, unclaimed property.

On motion, House Bill No. 464 was made to conform with Senate Bill No. 247.

On motion, Senate Bill No. 247, on same subject, was substituted for House Bill No. 464.

Mr. Bragg moved that Senate Bill No. 247 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	0
Present	1

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Stafford, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wolfe, Wood, Work and Yelton--93.

Mr. Speaker McWherter was present.

A motion to reconsider was tabled.

House Bill No. 302--To make certain provisions, printing of state publications.

On motion, House Bill No. 302 was made to conform with Senate Bill No. 386.

On motion, Senate Bill No. 386, on same subject, was substituted for House Bill No. 302.

Mr. Bragg moved that Senate Bill No. 386 be passed on third and final consideration, which motion prevailed be the following vote:

Ayes	93
Noes	0
Present	1

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), DeBerry, DePriest, Dills, Disspayne, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith,

Stafford, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work and Yelton--93.

Mr. Speaker McWherter was present.

A motion to reconsider was tabled.

House Bill No. 301--To provide for distribution, state publications.

On motion, House Bill No. 301 was made to conform with Senate Bill No. 387.

On motion, Senate Bill No. 387, on same subject was substituted for House Bill No. 301.

Mr. Bragg moved that Senate Bill No. 389 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0
Present	1

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Stafford, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work and Yelton--96.

Mr. Speaker McWherter was present.

A motion to reconsider was tabled.

House Bill No. 293--To restrict cost, public documents.

On motion, House Bill No. 293 was made to conform with Senate Bill No. 390.

On motion, Senate Bill No. 390, on same subject, was substituted for House Bill No. 293.

Mr. Bragg moved that Senate Bill No. 390 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0
Present	1

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Dispayne, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Stafford, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work and Yelton--97.

Mr. Speaker McWherter was present.

A motion to reconsider was tabled.

House Bill No. 197--To provide for levy of motor vehicle privilege taxes.

Mr. Bragg moved that House Bill No. 197 be passed on third and final consideration.

Mr. Moore moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 197 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION ____ . The provisions of this act shall not apply in any county having a population of not less than 770,000 nor more than 780,000 according to the 1980 federal census of population or any subsequent federal census.

Mr. Gill moved that the Amendment No.1 be tabled, which motion prevailed by the following vote:

Ayes	38
Noes	15
Present and not voting	35

Representatives voting aye were: Bell, Buck, Burnett, Clark (Davidson), Davidson, DeBerry, DePriest, Dispayne, Dixon, Gafford, Gaia, Gill, Herndon, Hillis, Jared, Johnson, Jones, Kernell, King

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(Shelby), Montgomery, Moore (Sullivan), Murphy, Murray, Naifeh, Napier, Percy, Phillips, Pickering, Rhinehart, Robinson (Davidson), Robinson (Hamilton), Sir, Stallings, Starnes, Tanner, Wheeler, Work and Yelton--38.

Representatives voting no were: Byrd, Chiles, Covington, Hassell, Hurley, Kelley, Kent, Moore (Shelby), Nance, Shirley, Shockley, Turner, Ussery, Wallace and Williams--15.

Representatives present and not voting: Anderson, Atchely, Bewley, Bivens, Cobb, Crain, Davis (Gibson), Dills, Drew, Duer, Ellis, Elsea, Ford, Frensley, Harrill, Henry, Hudson, Huskey, Love, McAfee, McKinney, McNally, Miller, Owen, Robertson, Robinson (Washington), Scruggs, Severance, Smith, Stafford, Webb, Whitson, Wix, Wolfe and Wood--35.

Thereupon, House Bill No. 197, passed its third and final consideration by the following vote:

Ayes	69
Noes	26
Present	1

Representatives voting aye were: Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Chiles, Clark (Davidson), Cobb, Covington, Crain, Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Disspayne, Dixon, Drew, Ellis, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kernell, King (Shelby), King (Washington), Love, McNally, Montgomery, Moore (Sullivan), Murphy, Murray, Naifeh, Napier, Owen, Percy, Phillips, Pickering, Rhinehart, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Stallings, Starnes, Tanner, Ussery, Wheeler, Whitson, Wolfe, Work and Yelton--69.

Representatives voting no were: Anderson, Byrd, Clark (Summer), Davidson, Davis (Gibson), Dills, Duer, Elsea, Hassell, Henry, Kelley, Kent, Kisber, McAfee, McKinney, Miller, Moore (Shelby), Nance, Robertson, Stafford, Turner, Wallace, Webb, Williams, Wix and Wood--26.

Mr. Speaker McWherter was present.

A motion to reconsider was tabled.

House Bill No. 815--To exempt certain property, taxation.

Mr. Bragg moved that House Bill No. 815 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	1
Present	1

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Dixon, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Harrill, Hassell, Henry, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore (Shelby), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work and Yelton--93.

Representative voting no was: Stafford--1.

Mr. Speaker McWherter was present.

A motion to reconsider was tabled.

House Bill No. 22--To regulate interest rates, improvement bonds.

On motion, House Bill No. 22 was made to conform with Senate Bill No. 43.

On motion, Senate Bill No. 43, on same subject, was substituted for House Bill No. 22.

Mr. Bragg moved that Senate Bill No. 43 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0
Present	1

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gill, Harrill, Hassell, Henry, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Stafford, Stallings, Starnes, Tanner, Turner,

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Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work and Yelton---96.

Mr. Speaker McWherter was present.

A motion to reconsider was tabled.

House Bill No. 465--To make provisions, retainage on construction contracts.

On motion, House Bill No. 465 was made to conform with Senate Bill No. 250.

On motion, Senate Bill No. 250, on same subject, was substituted for House Bill No. 465.

Mr. Bragg moved that Senate Bill No. 250 be placed on the Calendar for Monday, April 4, 1983, which motion prevailed.

House Bill No. 461--To make certain provisions, obligation bonds.

On motion, House Bill No. 461 was made to conform with Senate Bill No. 459.

On motion, Senate Bill No. 459, on same subject, was substituted for House Bill No. 461.

Mr. Bragg moved that Senate Bill No. 459 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	1
Present	1

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Dills, Dissspayne, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Stafford, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood and Yelton--93.

Representative voting no was: McKinney--1.

Mr. Speaker McWherter was present.

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A motion to reconsider was tabled.

House Bill No. 469--To make provisions, bank charges on interest-bearing accounts.

On motion, House Bill No. 469 was made to conform with Senate Bill No. 245.

On motion, Senate Bill No. 245, on same subject, was substituted for House Bill No. 469.

Mr. Bragg moved that Senate Bill No. 245 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0
Present	1

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Dispayne, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Stafford, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work and Yelton--97.

Mr. Speaker McWherter was present.

A motion to reconsider was tabled.

Mr. Work moved that House Bill No. 362 be placed on the Calendar for Wednesday April 20, 1983, which motion prevailed.

House Bill No. 1132--To amend Section 53-7101, Code.

Mr. McNally moved that House Bill No. 1132 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	1
Present	1

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain,

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Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Stafford, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work and Yelton--96.

Representative voting no was: McKinney--1.

Mr. Speaker McWherter was present.

A motion to reconsider was tabled.

House Bill No. 615--To require business tax fee. certain vendors.

Mr. Stafford moved that House Bill No. 615 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	83
Noes	8
Present and not voting	1
Present	1

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davis (Gibson), Davis (Hamilton), DePriest, Dills, Disspayne, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gill, Hassell, Henry, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McNally, Miller, Montgomery, Moore (Shelby), Murray, Nance, Napier, Owen, Percy, Phillips, Pruitt, Rhinehart, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Stafford, Stallings, Starnes, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work and Yelton--83.

Representatives voting no were: Davidson, DeBerry, Harrill, McKinney, Moore (Sullivan), Naifeh, Robertson and Tanner--8.

Representative present and not voting was: Pickering--1.

Mr. Speaker McWherter was present.

A motion to reconsider was tabled.

Mr. Covington moved that House Bill No. 959 be placed on the Calendar for Wednesday, April 20, 1983, which motion prevailed.

Ms. Duer moved that House Bill No. 502, be placed on the Calendar for Wednesday, April 13, 1983, which motion prevailed.

House Bill No. 604--To amend Time-Share Act.

Ms. Duer moved that House Bill No. 604 be passed on third and final consideration.

Mr. Murray moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 604 by deleting all the language following the enacting clause and substituting the following:

SECTION 1. Tennessee Code Annotated, Section 66-32-101, is amended by deleting subsection (b) in its entirety.

SECTION 2. Tennessee Code Annotated, Section 66-32-102, is amended by deleting item (7) in its entirety and by substituting instead the following:

(7) "Offering" means any offer to sell, solicitation, inducement or advertisement whether by radio, television, newspaper, magazine or by mail, whereby a person is given an opportunity to acquire a time-share interval within a project located either within or outside the state of Tennessee. Any offering of a time-share interval which is not located in this state shall not be an offering if the developer shall submit appropriate documentation satisfactory to the commission that the time-share program is in compliance with the law of the jurisdiction in which the time-share interval is located and such law is as stringent as this chapter.

Tennessee Code Annotated, Section 66-32-102, is further amended by deleting item (14) in its entirety and by substituting instead the following:

(14) "Sales Agent" means a person who sells or offers to sell "Time-Share Intervals" in a "Time-Share Program" to a purchaser. All such sales agents shall be licensed and subject to the provisions of Tennessee Code Annotated, Title 62, Chapter 13.

SECTION 3. Tennessee Code Annotated, Section 66-32-112, is amended by deleting item (9) in its entirety and by substituting instead the following:

(9) A statement that within five (5) days from the date of the signing of the contract by the purchaser, where purchaser shall have made an on-site inspection of the time-share project prior to the signing of the contract of purchase, and where purchaser has not made an on-site inspection of the time-share project prior to the signing of the contract of purchase fifteen (15) days from the date of signing of the contract, purchaser may cancel any contract for the purchase of a time-share interval from developer;

SECTION 4. Tennessee Code Annotated, Section 66-32-113, is amended by deleting subsection (d) in its entirety and by substituting instead the following subsections (d) and (e):

(d) (1) In lieu of the foregoing provisions in Subsections (a) and (b), a developer may withdraw, after the initial rescission period for cancellation has expired, all payments received by the developer from the buyer toward the sales price, provided:

(A) The developer, prior to withdrawal of any funds, posts a surety bond, irrevocable letter of credit or other financial assurances acceptable to the commission in an amount equal to 125% of the cost to complete the time-share project. The developer shall be required to submit such cost and financial data as the commission may reasonably require; or

(B) The developer has obtained protection for non-defaulting purchasers in compliance with Section 66-32-128 of this chapter, and has obtained a final and binding commitment letter on the construction of the project and a final and binding commitment letter on the financing of the same said construction. A bond obtained pursuant to subsection (d) (1) (A) above shall be executed by the seller as principal and by a surety company authorized to do business in Tennessee as surety. The bond shall be conditioned upon the faithful compliance of the seller with the "Tennessee Time-share Act" including substantial completion as defined in subsection (c) of the project and unit and compliance with the contract of purchase.

(2) Payments so withdrawn pursuant to this subsection may be used only to pay for construction costs of the improvements comprising the time-share project.

(e) In lieu of any escrows required by this section, the commission shall have the discretion to accept other

financial assurances including, but not limited to, a performance bond or an irrevocable letter of credit in an amount at least equal to or in excess of the cost to complete the time-share project.

SECTION 5. Tennessee Code Annotated, Section 66-32-114, is amended by deleting the section in its entirety and by substituting instead the following:

(a) Before transfer of a time-share interval and no later than the date of any sales contract, the developer shall provide the intended transferee with a copy of the public offering statement and any amendments and supplements thereto. The contract is voidable by the purchaser until he has received the public offering statement. The contract is also voidable by the purchaser for five (5) days from the date of the signing of the contract by the purchaser if the purchaser shall have made an on-site inspection of the time-share project prior to the signing of the contract, and if the purchaser did not make an on-site inspection of the time-share project prior to signing the contract, for fifteen (15) days thereafter. Cancellation is without penalty, and all payments made by the purchaser before cancellation must be refunded within thirty (30) days after receipt of the notice of cancellation as provided in subsection (c) below.

(b) During the applicable rescission period, developer may cancel the contract of purchase without penalty to either party. The developer shall return all payments due, the purchaser shall return all material received in good condition, reasonable wear and tear excepted. If such materials are not returned, the developer may deduct the cost of the same and return the balance to the purchaser.

(c) If either party elects to cancel a contract pursuant to subsection (a) or (b), he may do so by hand delivering notice thereof to the other party or by mailing notice thereof by pre-paid United States mail to the other party or to his agent for service of process. The rescission rights set forth in subsections (a) and (b) above may not be waived by either the purchaser or developer.

SECTION 6. Tennessee Code Annotated, Section 66-32-122, is amended by deleting subsections (b), (c), (d) and (e) in their entirety and by substituting instead the following:

(b) The Acquisition Agent shall be required to furnish to the commission its principal office address and telephone number and designate its responsible managing employee and shall furnish such additional information as the commission may require.

(c) The Sales Agent shall, in addition to other requirements of law, be required to furnish to the commission its principal office address and telephone number and designate its responsible managing employee and shall furnish such additional information as the commission may require.

(d) The Managing Agent shall be required to furnish to the commission its principal office address and telephone number and designate its responsible managing employee and shall furnish such additional information as the commission may require.

SECTION 7. It shall be unlawful for any person with intent directly or indirectly to offer for sale or sell time-share intervals in this state, to authorize, use, direct or aid in the publication, distribution or circulation of any advertisement, radio broadcast or telecast concerning the time-share project in which the time-share intervals are offered, which contains any statement, pictorial representation or sketch which is false or misleading. Nothing in this section shall be construed to hold the publisher or employee of any newspaper, or any job printer, or any broadcaster or telecaster, or any magazine publisher, or any of the employees thereof, liable for any publication herein referred to unless the publisher, employee, or printer has actual knowledge of the falsity thereof or has an interest either as an owner or agent in the time-share intervals so advertised.

SECTION 8. No advertising for the offer or sale of time-share intervals shall:

(a) Contain any representation as to the availability of a resale program or rental program offered by or on behalf of the developer or its affiliate unless the resale program and/or rental program has been made a part of the offering and submitted to the commission.

(b) Contain an offer or inducement to purchase which purports to be limited as to quantity or restricted as to time unless the numerical quantity and/or time applicable to the offer or inducement is clearly and conspicuously disclosed.

(c) Contain any statement concerning the investment merit or profit potential of the time-share interval unless the commission has determined from evidence submitted on behalf of the developer that the representation is neither false nor misleading.

(d) Make a prediction of or imply specific or immediate increases in the price or value of the time-share intervals; nor shall a price increase of a time-share

interval be announced more than sixty (60) days prior to the date that the increase will be placed into effect.

(e) Contain statements concerning the availability of time-share intervals at a particular minimum price if the number of time-share intervals available at that price comprises less than 10% of the unsold inventory of the developer, unless the number of time-share intervals then for sale at the minimum price is set forth in the advertisement.

(f) Contain any statement that the time-share interval being offered for sale can be further divided unless a full disclosure is included as to the legal requirements for further division of the time-share interval.

(g) Contain any asterisk or other reference symbol as a means of contradicting or changing the ordinary meaning of any previously made statement in the advertisement.

(h) Misrepresent the size, nature, extent, qualities, or characteristics of the accommodations or facilities which comprise the time-share project.

(i) Misrepresent the nature or extent of any services incident to the time-share project.

(j) Misrepresent or imply that a facility or service is available for the exclusive use of purchasers or owners if a public right or access or of use of the facility or service exists.

(k) Make any misleading or deceptive representation with respect to the contents of the time-share program, the Purchase Contract, the purchaser's rights, privileges, benefits or obligations under the Purchase Contract or this Act.

(l) Misrepresent the conditions under which a purchaser or owner may participate in an Exchange Program.

(m) Describe any proposed or incompleated private facilities over which the developer has no control unless the estimated date of completion is set forth and evidence has been presented to the commission that the completion and operation of the facilities are reasonably assured within the time represented in the advertisement.

SECTION 9. It is unlawful for any Person to offer, by mail, by telephone or in person, a prize or gift, with the intent to offer a sales presentation for a time-share project, without disclosing at the time of the offer of the prize or gift, in a clear and unequivocal manner, the intent to offer the sales

presentation. The following unfair acts or practices undertaken by, or omissions of, any Person in the operation of any prize or gift promotional offer for a time-share project are prohibited:

(a) Failing clearly and conspicuously to disclose the rules, regulations, terms and conditions of the promotional program; a description of the prizes offered, if any; and the date or dates on or before which the prize or gift offer will terminate or expire.

(b) Failing to disclose the retail value of the gift or prize and the odds of winning.

(c) Failing to obtain the express written or oral consent of individual winners before their names are used for a promotional purpose in connection with a mailing to a third person.

(d) Failing to award and distribute at least one of each prize or gift of the value and type represented in the promotional program by the day and year specified in the promotion. When a promotion promises the award of a prescribed number of each prize, such number of prizes shall be awarded by the date and year specified in the promotion.

(e) Misrepresenting in any manner the rules, terms, or conditions of participation in the promotional program.

SECTION 10. Whenever the commission determines from evidence available to it that a Person is violating or failing to comply with the requirements of this section, the commission may order the Person to cease and desist from such violations and may take enforcement action under the provisions of Section 66-32-121 through Section 66-32-126.

SECTION 11. The provisions of Sections 7, 8 and 9 shall be in addition to those provisions in the Tennessee Consumer Protection Act provided, however, to the extent that any provisions of the Tennessee Consumer Protection Act are in conflict with the provisions contained herein, the provisions of Tennessee Consumer Protection Act shall control.

SECTION 12. This act shall take effect one hundred twenty (120) days after its passage.

On motion, the amendment was adopted.

Thereupon, House Bill No. 604, as amended, passed its third and final consideration by the following vote:

Ayes	97
Noes	0
Present	1

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Stafford, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work and Yelton--97.

A motion to reconsider was tabled.

CONSENT CALENDAR

House Joint Resolution No. 115--Relative to congratulating Ripley High School football team.

House Joint Resolution No. 116--Relative to memory, Mrs. Fannie A. Merriweather Dobbins.

House Joint Resolution No. 117--Relative to commending Dr. Henry Foster.

House Joint Resolution No. 118--Relative to honoring Tennessee Safety Congress.

Mr. Gill moved that all House Joint Resolutions on the Consent Calendar be adopted, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gill, Harrill, Hassell, Henry, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton),

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Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Stafford, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work and Yelton --95.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

393--To make certain provisions, bingo games;

417--To establish budget committee, Chester County; both substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 143, 391, 653, 885, 1069, 1143 and 1156; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SIGNED

The Speaker announced that he had signed the following: Senate Bills Nos. 143, 391, 653, 885, 1069, 1143 and 1156.

BILLS REFERRED TO FINANCE, WAYS AND MEANS

Mr. Gill announced that House Bills Nos. 676, 1168, 1180 and 1192 were transferred to the Committee on Finance, Ways and Means from the Committee on Calendar and Rules.

RESOLUTION LYING OVER

Senate Joint Resolution No. 64--Relative to commending Susan Simons.

Under the rules, Senate Joint Resolution No. 64 was referred to the Committee on Calendar and Rules.

UNFINISHED BUSINESS

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 66--To terminate Ladies' Hermitage Association,

1989.

SENATE AMENDMENT NO. 1

Amend House Bill No. 66 by inserting the following language as a new Section 3, renumbering subsequent sections accordingly:

SECTION 3. Tennessee Code Annotated, Section 4-13-105, is amended by deleting the last sentence which reads as follows:

"All such fees so collected shall be used for the protection, care and maintenance of said Hermitage property."

and by substituting instead the following:

The gate receipts and other funds generated from the property shall be used for its operation, exhibition, interpretation, maintenance and preservation; for the acquisition of adjacent or related property, and for the operation, exhibition, interpretation, maintenance and preservation of such property; for the interpretation of the life and career of Andrew Jackson by means of the support of scholarly publications and other educational activities pertaining thereto; and for the acquisition and exhibition of relics associated with the Jacksonian period; provided, however, that the Association shall not use such receipts or such funds to fund or otherwise support the activities of any other organization or institution which is not financially supported by the State of Tennessee.

SENATE AMENDMENT NO. 4

Amend House Bill No. 66 as follows:

The Gate receipts and other funds generated from the Hermitage and Tulip Grove properties used for the acquisition of adjacent or related property shall be approved by the Building Commission.

Mr. Davis (Hamilton) moved that the House concur in Senate Amendments Nos. 1 and 4, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gaia, Gill, Harrill, Hassell, Henry, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell,

King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Stafford, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work and Yelton--95.

A motion to reconsider was tabled.

Mr. Smith moved that action on Senate Bill No. 140 be deferred until March 31, 1983, which motion prevailed.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 528--To provide for absentee voting, armed forces personnel.

SENATE AMENDMENT NO. 1

Amend House Bill No. 528 by deleting the amendatory language of Section 2 in its entirety and by substituting instead the following:

A person applying to vote absentee under the provisions of this section in a primary election may request in his application for an absentee ballot that an absentee ballot for the succeeding general election be sent to him when such ballots become available for distribution; provided, however, if a voter voting hereunder moves from the location where he is to be sent his primary ballot between the primary and general election, such voter shall notify the county election commission of such move and advise the commission where the general election ballot is to be sent.

Mr. Cobb moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	96
Noes	0
Present	1

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith,

Stafford, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work and Yelton--96.

Mr. Speaker McWherter was present.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 768--To permit buying and sellings of deer hides.

SENATE AMENDMENT NO. 1

Amend House Bill No. 768 by inserting in Section 1 between the words "for sale" and "the hides", the words "at any time".

AND FURTHER AMEND in Section 1 by inserting between the words "fox squirrels" and "during the", the word "taken"

Mr. Johnson moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Stafford, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work and Yelton--95.

A motion to reconsider was tabled.

Mr. Whitson moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 128 out of order, which motion prevailed.

House Joint Resolution No. 128--Relative to congratulating Ralph M. Freeman--By Whitson.

Mr. Whitson moved that the rules be suspended for the immediate consideration of House Joint Resolution No. 128, which motion prevailed.

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On motion, the resolution was adopted.

A motion to reconsider was tabled.

BILL WITHDRAWN

On motion of Ms. Moore (Sullivan), House Bill No. 712 was recalled from the Committee on Agriculture.

On motion of Ms. Moore (Sullivan), House Bill No. 712 was withdrawn from the House.

On motion of Mr. Frensley, House Bill No. 1035 was recalled from the Committee on State and Local Government.

On motion of Mr. Frensley, House Bill No. 1035 was withdrawn from the House.

SECOND ROLL CALL

The roll call was taken with the following results:

Present 98

Representatives present were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Stafford, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--98.

INTRODUCTION OF RESOLUTIONS

House Resolution No. 22--Relative to congratulating Briarcrest Baptist High School boys' basketball team--By Kent.

Under the rules, House Resolution No. 22 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 120--Relative to congratulating Melissa Hart--By Bell.

Under the rules, House Joint Resolution No. 120 was referred to the Committee on Calendar and Rules.

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House Joint Resolution No. 121--Relative to honoring James Clarence Summers--By Covington.

Under the rules, House Joint Resolution No. 121 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 122--Relative to memory, Wadie Joseph Harb--By Naifeh, Scruggs and Miller.

Under the rules, House Joint Resolution No. 122 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 123--Relative to congratulating Rule High School boys' basketball team--by Drew and Scruggs.

Under the rules, House Joint Resolution No. 123 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 124--Relative to congratulating Rule High School boys' basketball team--By Miller.

Under the rules, House Joint Resolution No. 124 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 125--Relative to honoring Dale Ellis --By Hudson, Smith, Owen, Miller, Drew, Scruggs, Severance.

Under the rules, House Joint Resolution No. 125 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 126--Relative to congratulating Volunteer Basketball team, University of Tennessee--By Miller, Severance, Owen, Scruggs, Drew, Hudson and Smith.

Under the rules, House Joint Resolution No. 126 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 127--Relative to commending St. Joseph Elementary basketball team--By Gafford.

Under the rules, House Joint Resolution No. 127 was referred to the Committee on Calendar and Rules.

INTRODUCTION OF BILLS

House Bill No. 1240--To regulate owning of dogs and cats, Rutherford County--By Bragg, Buck, Phillips and Johnson.

Passed first consideration.

House Bill No. 1241--To enact the Metropolitan Hearing Officer Act--By Covington, Ellis, Murphy and Disspayne.

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Passed first consideration.

House Bill No. 1242--To regulate raccoon hunting--By Naifeh.

Passed first consideration.

House Bill No. 1244--To regulate road commission, Carroll County--By Kelley, Herndon and Mr. Speaker McWherter.

Passed first consideration.

House Bill No. 1245--To enact litigation tax, Carroll County--By Kelley, Herndon and Mr. Speaker McWherter.

Passed first consideration.

House Bill No. 1246--To create office of purchasing agent, Henderson County--By Kelley and Wallace.

Passed first consideration.

House Bill No. 1247--To amend road law, Lake County--By Tanner.

Passed first consideration.

House Bill No. 1248--To amend Charter, Tullahoma--By Johnson and Murray.

Passed first consideration.

House Bill No. 1249--To amend budgeting law, Henderson County--By Kelley and Wallace.

Passed first consideration.

House Bill No. 1250--To provide fiscal procedure law, Henderson County--By Kelley.

Passed first consideration.

SENATE BILLS ON FIRST CONSIDERATION

Senate Bill No. 183--To regulate medical review committees.

Passed first consideration.

Senate Bill No. 201--To remove certain provisions, revenue laws.

Passed first consideration.

Senate Bill No. 274--To regulate reciprocal enforcement of support.

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Passed first consideration.

Senate Bill No. 423--To apply law, conspiracy to State.

Passed first consideration.

Senate Bill No. 502--To regulate hours, sale of beer, certain counties.

Passed first consideration.

Senate Bill No. 562--To amend Title 7, Chapter 53, Code.

Passed first consideration.

Senate Bill No. 909--To regulate expiration, Uniform Administrative Procedures Act.

Passed first consideration.

Senate Bill No. 1059--To allow collection of certain fees, Commissioner of Insurance.

Passed first consideration.

HOUSE BILLS ON SECOND CONSIDERATION

House Bill No. 1239--To create Civil Service Commission Madison County Sheriff's Department.

Passed second consideration and held without reference.

House Bill No. 1243--To amend Charter, Lafayette.

Passed second consideration and held without reference.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors to the bills as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 37--Miller

House Bill No. 562--Williams

House Bill No. 914--Jones, King (Shelby)

House Joint Resolution No. 116--Wallace, Kisber

REPORTS FROM STANDING COMMITTEES

AGRICULTURE

MR. SPEAKER: Your Committee on Agriculture begs leave to report that we have carefully considered and recommend for passage: House Bill No. 1004.

PICKERING, Chairman.

Under the rules, House Bill No. 1004 was transmitted to the Committee on Calendar and Rules.

COMMERCE

MR. SPEAKER: Your Committee on Commerce begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 350, 499, 851 (with amendment), 867, 985, 986, 1031, 1032 1095 (with amendment), 1141, 1150 and 1158; and further recommend that pursuant to House Rule No. 70, House Bills Nos. 350, 851, 1141 and 1158 be referred to the Committee on Finance, Ways and Means.

MURRAY, Chairman.

Under the rules, House Bills Nos. 499, 867, 985, 986, 1031, 1032, 1095 and 1150 were transmitted to the Committee on Calendar and Rules.

Pursuant to House Rule No. 70, the Speaker referred House Bills Nos. 350, 851, 1141 and 1158 to the Committee on Finance, Ways and Means.

CONSERVATION AND ENVIRONMENT

MR. SPEAKER: Your Committee on Conservation and Environment begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 37, 140 (with amendment), 313, 314, 315 (with amendment), 322, 521, 849 (with amendment), 884 and 895; House Resolution No. 19; House Joint Resolution No. 67; and Senate Joint Resolution No. 48; and further recommend that pursuant to House Rule No. 70, House Bill No. 37 be referred to the Committee on Finance, Ways and Means.

HILLIS, Chairman.

Under the rules, House Bills Nos. 140, 313, 314, 315, 322, 521, 849, 884 and 895, House Resolution No. 19, House Joint Resolution No. 67, and Senate Joint Resolution No. 48 were transmitted to the Committee on Calendar and Rules.

Pursuant to House Rule No. 70, the Speaker referred House Bill No. 37 to the Committee on Finance, Ways and Means.

EDUCATION

MR. SPEAKER: Your Committee on Education begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 307, 378, 1052, 1053, 1067, 1154, 1200 and 1201 and further recommend that pursuant to House Rule No. 70, House Bills Nos. 1052 and 1053 be referred to the Committee on Finance, Ways and Means.

WORK, Chairman.

Under the rules, House Bills Nos. 307, 378, 1067, 1154, 1200 and 1201 were transmitted to the Committee on Calendar and Rules.

Pursuant to House Rule No. 70, the Speaker referred House Bills Nos. 1052 and 1053 to the Committee on Finance, Ways and Means.

FINANCE, WAYS AND MEANS

MR. SPEAKER: Your Committee on Finance, Ways and Means begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 92, 222, 377 (with amendment), 479, 697, 826, 907 (with amendment), 945 and 1063.

BRAGG, Chairman.

Under the rules, House Bills Nos. 92, 222, 377, 479, 697, 826, 907, 945 and 1063 were transmitted to the Committee on Calendar and Rules.

GENERAL WELFARE

MR. SPEAKER: Your Committee on General Welfare begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 186, 255, 548, 825 (with amendment), 877, 1128, 1145, 1202; and House Joint Resolution No. 77 and further recommend that pursuant to House Rule No. 70, House Bills Nos. 186 and 255 be referred to the Committee on Finance, Ways and Means.

STARNES, Chairman.

Under the rules, House Bills Nos. 548, 825, 877, 1128, 1145, 1202 and House Joint Resolution No. 77 were transmitted to the Committee on Calendar and Rules.

Pursuant to House Rule No. 70, the Speaker referred House Bills Nos. 186 and 255 to the Committee on Finance, Ways and Means.

GOVERNMENT OPERATIONS

MR. SPEAKER: Your Committee on Government Operations begs leave to report that we have carefully considered and recommend for

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passage: House Bill No. 1172.

KING (Shelby), Vice-Chairman.

Under the rules, House Bill No. 1172 was transmitted to the Committee on Calendar and Rules.

JUDICIARY

MR. SPEAKER: Your Committee on Judiciary begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 39 (with amendment), 438, 473 (with amendment), 529, 535 (with amendment), 638, 665, 667 (with amendment), 719, 767, 801, 802, 804 (with amendment), 855 (with amendment), 856, 858, 940, 994 (with amendment), 999 (with amendment), 1021, 1042 and 1123.

DAVIS (Pickett), Secretary.

Under the rules, House Bills Nos. 39, 438, 473, 529, 535, 638, 665, 667, 719, 767, 801, 802, 804, 855, 856, 858, 940, 994, 999, 1021, 1042 and 1123 were transmitted to the Committee on Calendar and Rules.

LABOR AND CONSUMER AFFAIRS

MR. SPEAKER: Your Committee on Labor and Consumer Affairs begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1177 (with amendment) and 1206 (with amendment) and further recommend that pursuant to House Rule No. 70, House Bill No. 1177 (with amendment) be referred to the Committee on Finance, Ways and Means.

ELLIS, Chairman.

Under the rules, House Bill No. 1206 was transmitted to the Committee on Calendar and Rules.

Pursuant to House Rule No. 70, the Speaker referred House Bill No. 1177 to the Committee on Finance, Ways and Means.

STATE AND LOCAL GOVERNMENT

MR. SPEAKER: Your Committee on State and Local Government begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 97 (with amendment), 347, 381 (with amendment), 394, 428, 429 (with amendment), 457, 549, 582 (with amendment), 679, 711 (with amendment), 762, 763, 814 (with amendment), 816 (with amendment), 852 (with amendment), 876, 917, 941, 960, 1070, 1088 (with amendment), 1169 (with amendment), 1186, 1190 and 1196 and further recommend that pursuant to House Rule No. 70, House Bills Nos. 97, 428, 762, 814 and 1169 be referred to the Committee on Finance,

Ways and Means.

MILLER, Chairman.

Under the rules, House Bills Nos. 347, 381, 394, 429, 457, 549, 582, 679, 711, 763, 816, 852, 876, 917, 941, 960, 1070, 1088, 1186, 1190 and 1196 were transmitted to the Committee on Calendar and Rules.

Pursuant to House Rule No. 70, the Speaker referred House Bills Nos. 97, 428, 762, 814 and 1169 to the Committee on Finance, Ways and Means.

TRANSPORTATION

MR. SPEAKER: Your Committee on Transportation begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 759 (with amendment) and 1157.

ROBINSON (Davidson), Chairman.

Under the rules, House Bills Nos. 759 and 1157 were transmitted to the Committee on Calendar and Rules.

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Thursday, March 31, 1983: House Bills Nos. 971, 1018, 1126, House Joint Resolution 76, House Bills Nos. 1127, 1012, 509, 903, 669, 1160, 1165, 1211, 930, 637, ~~925~~, 536, 527, 311, 310, 1017, 1015, 312, 298 and 291.

GILL, Chairman.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

21--To provide tax relief certain taxpayers;

634--To amend Section 40-7-118, Code;

912--to regulate practice of chiropractic; all substituted for Senate Bills on same subject, all amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

LOCAL BILLS REFERRED TO CALENDAR AND RULES

In accordance with Rule No. 47, the following local bills, having received authorization for passage by the local legislative

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delegation, were transmitted to the Committee on Calendar and Rules: House Bills Nos. 356, 1239 and 1243.

REPORT OF COMMITTEE ON CALENDAR AND RULES

CONSENT CALENDAR

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bills on the Consent Calendar for Thursday, March 31, 1983: House Bill No. 451; House Joint Resolution No. 62; House Bills Nos. 356, 1239, 1243; House Resolution No. 22; House Joint Resolutions Nos. 120, 121, 122, 123, 124, 125, 126, 127 and Senate Joint Resolution No. 64.

GILL, Chairman.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.:

352--To provide increase, taxes, criminal cases;

546--To amend Local Transportation Funding Act;

788--To amend Section 57-4-102 (e), Code;

959--To regulate certification, physician's trained assistant;

1004--To regulate distribution, certain service charges or gratuities;

1085--To regulate annual report of corporations; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 11, 197, 204, 507, 604, 615, 815 and 1132; and House Joint Resolutions Nos. 115, 116, 117, 118 and 128; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

On motion of Mr. Naifeh, the House adjourned until 10:00 a.m. tomorrow.